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METROPOLITAN LIFE INSURANCE COMPANY,
AMERICAN EXPRESS LONG TERM DISABILITY
BENEFIT PLAN, AMERICAN EXPRESS MEDICAL
PLAN, AMERICAN EXPRESS LIFE INSURANCE
PLAN, and AMERICAN EXPRESS PENSION/RETIREMENT PLAN

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Attorneys for Plaintiff
JILL ARBANAS

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JILL ARBANAS,

Plaintiff,

v.

METROPOLITAN LIFE INSURANCE
COMPANY, AMERICAN EXPRESS LONG
TERM DISABILITY BENEFIT PLAN,
AMERICAN EXPRESS MEDICAL PLAN,
AMERICAN EXPRESS LIFE INSURANCE
PLAN, and AMERICAN EXPRESS
PENSION/RETIREMENT PLAN,

Defendants.

Case No. C 04-05146 JW ARB

**STIPULATION FOR DISMISSAL
WITH PREJUDICE AND ~~{PROPOSED}~~
ORDER**

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STIPULATION FOR DISMISSAL WITH PREJUDICE / Case No. C 04-05146 JW ARB

Pursuant to this Court's July 7, 2006 order, the case between Plaintiff JILL ARBANAS and Defendants METROPOLITAN LIFE INSURANCE COMPANY, AMERICAN EXPRESS LONG TERM DISABILITY BENEFIT PLAN, AMERICAN EXPRESS MEDICAL PLAN, AMERICAN EXPRESS LIFE INSURANCE PLAN, and AMERICAN EXPRESS PENSION/RETIREMENT PLAN has been resolved, with the sole exception of the amount of attorneys' fees that should be payable to Plaintiff pursuant to 29 U.S.C. § 1132(g).

Therefore, IT IS HEREBY STIPULATED, by and between Plaintiff and Defendants, by and through their respective attorneys of record, that this action shall be dismissed with prejudice. Plaintiff reserves the right to bring a Motion for Attorneys' Fees should the parties be unable to resolve that issue informally.

IT IS SO STIPULATED.

DATED: September 7, 2006

SEYFARTH SHAW LLP

By 
Krista L. Mitzel

Attorneys for Defendants
METROPOLITAN LIFE INSURANCE
COMPANY, AMERICAN EXPRESS
LONG TERM DISABILITY BENEFIT
PLAN, AMERICAN EXPRESS MEDICAL
PLAN, AMERICAN EXPRESS LIFE
INSURANCE PLAN, AND AMERICAN
EXPRESS PENSION/RETIREMENT
PLAN

DATED: September 6, 2005

KANTOR & KANTOR, LLP

By _____
Peter S. Sessions

Attorney for Plaintiff
JILL ARBANAS

Pursuant to this Court's July 7, 2006 order, the case between Plaintiff JILL ARBANAS and Defendants METROPOLITAN LIFE INSURANCE COMPANY, AMERICAN EXPRESS LONG TERM DISABILITY BENEFIT PLAN, AMERICAN EXPRESS MEDICAL PLAN, AMERICAN EXPRESS LIFE INSURANCE PLAN, and AMERICAN EXPRESS PENSION/RETIREMENT PLAN has been resolved, with the sole exception of the amount of attorneys' fees that should be payable to Plaintiff pursuant to 29 U.S.C. § 1132(g).

Therefore, IT IS HEREBY STIPULATED, by and between Plaintiff and Defendants, by and through their respective attorneys of record, that this action shall be dismissed with prejudice. Plaintiff reserves the right to bring a Motion for Attorneys' Fees should the parties be unable to resolve that issue informally.

IT IS SO STIPULATED.

DATED: September 6, 2006

SEYFARTH SHAW LLP

By Krista L. Mitzel

Attorneys for Defendants
METROPOLITAN LIFE INSURANCE
COMPANY, AMERICAN EXPRESS
LONG TERM DISABILITY BENEFIT
PLAN, AMERICAN EXPRESS MEDICAL
PLAN, AMERICAN EXPRESS LIFE
INSURANCE PLAN, AND AMERICAN
EXPRESS PENSION/RETIREMENT
PLAN

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DATED: September 6, 2005

KANTOR & KANTOR, LLP

By Peter S. Sessions

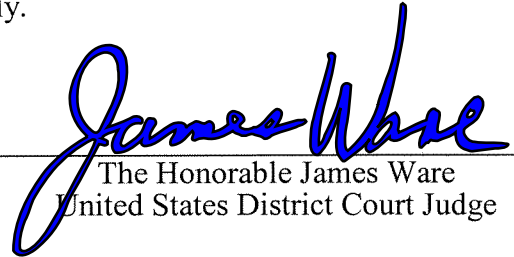
Attorney for Plaintiff
JILL ARBANAS

ORDER

Pursuant to the stipulation of the parties, the above entitled action is dismissed with prejudice. Plaintiff may file a Motion for Attorneys' Fees within 30 days of the date of this order if the parties are unable to resolve that issue informally.

IT IS SO ORDERED.

DATED: September 8, 2006


The Honorable James Ware
United States District Court Judge